

02/10/2006 FMERCP 00000003 031952 10723947

I certify that this correspondence is being facsimile transmitted to the  
Patent and Trademark Office, MS Amendment, faxed at 703-308-10952  
date shown below  
Date: Feb. 3, 2006 Signature: *Jorge Tzeng* 75-00 DA  
(George Tzeng)

10723947

Docket No.: 514112000320  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Jorge DUBCOVSKY et al.

Application No.: 10/723,947

Confirmation No.: 4243

RECEIVED  
CENTRAL FAX CENTER

FEB 03 2006

Filed: November 26, 2003

Art Unit: 1638

For: GENES RESPONSIBLE FOR  
VERNALIZATION REGULATION IN  
TEMPERATE GRASSES AND USES  
THEREOF

Examiner: S. Baum

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Notice of Non-Compliant Amendment dated January 6, 2006, in regards to the Response to Restriction Requirement filed on December 21, 2005, for which a response is due on February 6, 2006, please enter the following Amendments and Remarks.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 7 of this paper.

st-2073286

2202 25X3-75

Application No.: 10/723,947

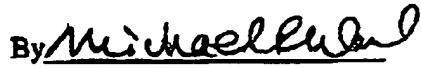
8

Docket No.: 514112000320

required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 514112000320. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: 2/03/06

Respectfully submitted,

By 

Michael R. Ward

Registration No.: 38,651  
MORRISON & FOERSTER LLP  
425 Market Street  
San Francisco, California 94105-2482  
(415) 268-6237

sf-2073286